

UI Fraud Convictions

The Department of Workforce Services takes the crime of unemployment insurance fraud very seriously and actively prosecutes such cases. The most common cases pursued by the Department involve the non-report of work and earnings, but can include other crimes where the claimant has engaged in prohibited activities while filing for unemployment insurance.

The Department strongly urges claimants to contact the Claims Center if they have any questions about how to accurately report their earnings or activities that might impact their eligibility to receive benefits.

Below is a detailed record of convictions obtained by the Department for the most recent 12-month period.

	Under Utah State Criminal Code 76-3-203 76-3-204 76-3-301	2011	2012	2013	2014	2015 (To Date)
2 nd Degree Felony	Could include imprisonment of 1-15 years, and a fine up to \$10,000	0	0	0	0	0
3 rd Degree Felony	Could include imprisonment of up to 5 years, and a fine up to \$5,000	15	16	12	6	3
Class A Misdemeanor	Could include imprisonment up to 1 year, and a fine up to \$2,500	40	37	39	35	18
Class B Misdemeanor	Could include imprisonment up to 6 months, and a fine up to \$1,000	0	0	1	2	2
Plea in Abeyance		No data	No data	No data	No data	10

Conviction Details

August 2015

Third Degree Felony- Zachariah T Caldiero

- Sentenced to indeterminate term, not to exceed five years, in the Utah State Prison which was suspended.
- Placed on a 36 month probation and 60 days in jail. Order to report to Utah County Jail.
- Ordered to complete any treatment programs suggested by AP&P's Treatment Resource Center to address theft related issues.
- Ordered to pay full restitution of \$6276 plus interest.

Class A Misdemeanor (Amended from a Second Degree Felony)- Lisa M Johnson

- Sentenced to 365 days in Jail which is suspended.
- Placed on probation for 12 months.
- Ordered to complete 120 hours community service
- Order to pay full restitution of \$9,294.

Class A Misdemeanor (Amended from a Third Degree Felony)- Langipuna Vanisi

- Sentenced to 365 days in jail which was suspended.
- Order to pay full restitution of \$4,793 and a penalty of \$4,793.
- Sentenced to 200 hours of community service to be completed within 6 months.
- Sentenced to 14 months' probation.
- Defendant ordered to violate no laws and pay full restitution.

Class A Misdemeanor (amended from Second degree Felony)- Judi Fricke

- Sentenced to 365 days in jail which was suspended.
- Defendant placed on a 24 month probation supervised by the C 7 D Court Services.
- Ordered to pay full restitution of \$7,279 at a rate of \$180 per month.
- Ordered to have an evaluation at Davis County Alcohol & Drug or Davis County Behavioral Health and complete whatever programs suggested.
- Must maintain verifiable full-time employment.
- Defendant must submit DNA for testing and complete a mental health evaluation.

Plea in Abeyance (Amended from a Third Degree Felony)

- Plea held in Abeyance for 12 months.
- Defendant must violate no laws.

Class B Misdemeanor (Amended from a Second Degree Felony)- Christopher Ingersoll

- Defendant sentenced to 180 days in jail, which was suspended.
- Defendant placed on 12 month probation.
- Defendant order to Utah County Jail for fingerprinting.
- Ordered to obey all laws and have no violations during probation.

Plea in Abeyance (Amended from a Third Degree Felony)

- Plea held in Abeyance for 12 months.
- Defendant must violate no laws.
- Must pay full restitution of \$8,203.48 at a rate of \$400 per month.

Class B Misdemeanor (Amended from a Third Degree Felony)- Brett Klumpp

- Defendant sentenced to 180 days in jail which was suspended.
- Sentenced to 6 month probation.
- Ordered to pay full restitution of \$433 at a rate of \$100 per month.

Class A Misdemeanor (Amended from a Second Degree Felony)-Christopher Thompson

- Sentenced to 365 days in jail, which was suspended.
- Ordered to pay full restitution of \$5,543 and a penalty of \$6,753 at a rate of \$250 per month.
- Sentenced to probation for 36 months.

July 2015

Plea in Abeyance (Amended from a Third Degree Felony)

- Defendant order to pay full restitution of \$8,750 at a rate of \$245 per month
- Defendant is placed on a 36 month probation.

Plea in Abeyance (Amended from a Second Degree Felony)

- Defendant ordered to pay full restitution of \$27,892 at a rates of \$350 per month
- Defendant is has been placed on 36 month probation.

Plea in Abeyance (Amended from a Third Degree Felony)

- Defendant ordered to pay full restitution of \$7,144 at a rate of \$200 per month.

June 2015

Class A Misdemeanor (Amended from a Third Degree Felony)-Amanda S Cano

- Defendant sentenced to 365 days in jail which was suspended.
- Placed on probation for 12 months.
- Defendant ordered to complete 120 hours of community service.
- Defendant ordered to pay full restitution of \$5,825.

Plea in Abeyance (Amended from a Second Degree Felony)

- Defendant paid restitution in full prior to sentencing
- Defendant ordered not to violate any laws for 6 months.

Class A Misdemeanor (Amended from a Third Degree Felony)- Eric T Baker

- Sentenced on 06/26/15 for 365 days in jail which was suspended.
- Defendant ordered for 36 months' probation
- Defendant ordered to pay full restitution of \$2,880 and civil penalty of \$2,880 at a rate of \$160 per month

Class A Misdemeanor (Amended from a Third Degree Felony)- Jason T Tupua

- Sentenced 06/15/15 for 365 days in jail which was suspended.
- Defendant ordered to pay full restitution of \$3,318 and civil penalty of \$3,318 at a rate of \$200 per month.
- Defendant sentenced to 36 months probations.

Third Degree Felony- William J Parker

- Sentenced to an indeterminate term of not to exceed five years in the Utah State Prison which was suspended.
- Defendant ordered to pay restitution amount of \$3,080 and a civil penalty of \$3,080 at a rate of \$175/monthly.
- Defendant was put on a 36 month probation in which time claimant is to violate no laws

May 2015

Class A Misdemeanor (Amended from a Third Degree Felony)- Aaron J. Crump

- Sentenced 05/15/15 for 365 days in jail and a \$2,500 fine, both of which were suspended.
- Defendant ordered to pay full restitution of \$2,381 and civil penalty of \$2,381 at a rate of \$160 per month
- Defendant ordered 36 months' probation.

Third Degree Felony (Amended from a Second Degree Felony)- Risa Nielsen Nyman

- Sentenced 05/18/15 to indeterminate amount of time, but not to exceed 5 years, in Utah State Prison and \$5,000. Both of which were suspended.
- Defendant ordered to pay full restitution of \$5,129 and civil penalty of \$5,129 at a rate of \$285 per month.
- Defendant ordered to 36 months' probation

Plea in Abeyance (amended from a Second Degree Felony)

- Sentenced 05/04/15 to pay a civil penalty of \$5,257 at a rate of \$100 per month.
- Plea held in Abeyance for 36 months with a review set for 05/04/18.

April 2015

Plea in Abeyance (Amended from a Third Degree Felony)

- Sentenced 04/28/15 and a fine of \$500 paid payable to the court.
- 24-month probationary period
- Full restitution ordered.

Plea in Abeyance (Amended from a Third Degree Felony)

- Sentenced 04/20/15 to pay full restitution of \$5,027 within a 6-month time frame, otherwise plea in abeyance will dissolve and defendant will have conviction of class A misdemeanor (amended from a third degree felony) reinstated.

- Defendant ordered to violate no laws.
- Tracking date to ensure compliance is 09/20/15.

Class A Misdemeanor (Amended from a Second Degree Felony) - Darlene DeLeon

- Sentenced 04/22/15 to a jail term of 365. The full 365-day term was suspended.
- Defendant ordered to pay a fine of \$2,500, \$2,500 of which was suspended.
- Defendant ordered to pay full restitution of \$12,080 to the Department of Workforce Services.
- Defendant placed on 24-months' probation to be supervised by the Fourth District Court. Defendant also ordered to obey all laws and have no further violations during the probationary period.

March 2015

Class A Misdemeanor (Amended from a Second Degree Felony) - Craig E. Kinney

- Sentenced 03/16/15 to a jail term of 365 days. 350 of jail term was suspended. 15 days ordered completed through work diversion.
- \$2,500 fine ordered paid the court, of which \$1,707 was suspended. \$393 added, bringing total owed to the court to \$793.
- 36-month probation, including the violation of no laws.
- Ordered to pay full restitution of \$5,816 overpayment and \$5,816 civil penalty.

Plea in Abeyance (Amended from a Third Degree Felony)

- Plea in abeyance obtained. Terms of 36-month probation must be met (including satisfaction of restitution order) in order for original plea to remain in abeyance.

February 2015

Class A Misdemeanor (Amended from a Third Degree Felony) - Matthew W. Mitton

- Sentenced 02/23/15 to a jail term of 365 days. Jail term was suspended.
- 24-month probation, including the violation of no laws, being in the presence of or consuming alcohol, and taking a Moral Reconation Therapy course.
- Ordered to pay full restitution of \$3,046 overpayment and \$3,046 civil penalty.

January 2015

Class A Misdemeanor (Amended from a Second Degree Felony) - Ronald C. Flitton

- Sentenced 01/29/15 to a jail term of 365 days. Jail term was suspended.
- 36-month probation (terms of probation not specified).
- Ordered to pay full restitution of \$5,517 criminal overpayment and \$5,517 civil penalty.

Class A Misdemeanor (Amended from a Third Degree Felony) - Jonathan A. Heredia

- Sentenced 01/15/15 to a jail term of 364 days in jail. Jail term suspended.

- 24-month probation, requiring defendant to violate no laws and maintain either full-time schooling or full-time employment (or a combination of both).
- Ordered to pay full restitution of \$3,253 in monthly installments of \$125 beginning 03/01/15.

Class A Misdemeanor (Amended from a Third Degree Felony) - Melissa S. Hansen

- Sentenced 01/12/15 to a jail term of 365 days. Jail term was suspended.
- 12-month probation with a review period set for a year following sentence date.
- Ordered to repay full restitution of \$5,740 to the Department of Workforce Services.

Class A Misdemeanor (Amended from a Second Degree Felony) - Benjamin Tilton

- Sentenced 01/13/15 to a jail term of 365 days. Jail term was suspended.
- 36-month probation, requiring that the defendant violate no laws
- Ordered to pay full restitution of \$8,166 criminal overpayment and \$8,166 civil penalty in monthly payments of \$400/month to the Department of Workforce Services until the balance is paid in full, even if this is after the parole expires.

Class A Misdemeanor (Amended from a Second Degree Felony) - Khamlek Sengpaseuth

- Sentenced 01/13/15 to a jail term of 365 days. Jail term was suspended.
- 36-month probation in which the defendant was ordered to violate no laws and to repay full restitution of the \$11,974 overpayment and \$11,974 civil penalty. The restitution order shall remain in place, even if the time amount required for repayment exceeds the length of parole.

Class A Misdemeanor (Amended from a Second Degree Felony) - Tuanai Fesili

- Sentenced 01/08/15 to a jail term of 365 days. Jail term was suspended.
- Fined \$2,500. Suspended.
- Ordered to repay full restitution of \$19,610 overpayment and \$19,610 civil penalty.
- 36-month probation in which the claimant was ordered to violate no laws and pay owing amounts to the Department of Workforce Services at a rate \$500/month. Payments ordered to continue beyond the probationary period until paid in full.

December 2014

Third Degree Felony (Amended from a Second Degree Felony) - John C. Terborg

- Sentenced 12/23/14 to an indeterminate prison term not to exceed 5 years in the Utah State Prison. The prison term was suspended.
- 36-month probation. Ordered to violate no laws and maintain full-time employment or schooling, or a combination of both.
- Ordered to pay full restitution of \$11,208 criminal overpayment and civil penalty in monthly payments of \$200 to begin 02/1/15.

Class A Misdemeanor (Amended from Third Degree Felony) - Tracy J. Strange

- Sentenced 12/15/14 to a term of 365 days in the Utah State Prison, of which credit will be granted for time already served for another offense.
- 36-month probation. Ordered to violate no laws, consume or possess alcohol or illegal drugs, not associate with any persons possessing or consuming alcohol or illegal drugs, and not frequent any place where drugs are used, sold, or otherwise distributed illegally.
- Ordered to pay full restitution to the Department of \$2,707 criminal overpayment and \$2,707 civil penalty, with payments to begin 30 days after the defendant is released from prison. Payments to the Department are to be a minimum of \$140 per month.
- A review date to ensure compliance set for 12/15/17.

Class A Misdemeanor (Amended from Third Degree Felony) - Carl J. Mitchell

- Sentenced 12/11/14 to an indeterminate term in the Utah State Prison for an indeterminate length not to exceed one year. Defendant will receive credit for time being served on a separate charge.
- Ordered to pay full restitution of \$4,634, plus interest, to the Department. Civil judgment of \$8,619 also ordered.

November 2014

Class A Misdemeanor (Amended from Third Degree Felony) - Stephan A. Merrill

- Sentenced 11/13/2014 to a term of 365 days in jail (suspended).
- 36-month probation.
- Ordered to pay full restitution of \$5,810 criminal overpayment and \$6,994 civil penalty in payments of \$250 per month, beginning 12/15/14. Payments ordered to continue beyond the probationary time period until paid in full.

Class A Misdemeanor (Amended from Third Degree Felony) - Daira E. Beckum

- Sentenced 11/25/14 to a term of 365 days in jail (suspended).
- 36-month probation. Ordered to violate no laws and inform court of current address.
- Ordered to pay full restitution of \$3,128 criminal overpayment and \$3,285 civil penalty to the Department in payments of \$100 per month, beginning 01/02/15.

Class A Misdemeanor (Amended from Third Degree Felony) - Brian J. Armstrong

- Sentenced 11/25/14 to a term of 365 days in jail (suspended).
- 36-month probation. Ordered to violate no laws.
- Ordered to pay full restitution of \$3,211 criminal overpayment and \$3,550 civil penalty. In the amount of \$190 per month beginning 01/01/15. When paid in full, the case will be closed.

Class A Misdemeanor (Amended from Third Degree Felony) - Derek Johnson

- Sentenced 11/25/14 to a term of 365 days in jail, plus a fine of \$4,845 (all suspended).

- 36-month probation. Ordered to violate no laws, or possess alcoholic beverages or frequent places where alcohol is the chief item for sale. Must submit to DNA testing and avoid the use or presence of controlled substances.
- Ordered to pay restitution of \$6,227 to the Department at \$400 per month.

October 2014

Class A Misdemeanor (Amended from Third Degree Felony) - David C. Peters

- Sentenced 10/30/14 to a term of 365 days in jail and fined \$2,500 (suspended).
- 36-month probation.
- Ordered to pay full restitution of \$3,273 criminal overpayment and \$3,273 civil penalty to the Department at a rate of \$185 per month, beginning December 5, 2014. Payments ordered to continue beyond the probation period until paid in full.

Class A Misdemeanor (Amended from Third Degree Felony) - Michael D. Wilson

- Sentenced 10/23/14 to a term of 365 days in jail and fined \$2,500 (suspended)
- 36-month probation.
- Ordered to pay full restitution of \$3,084 criminal overpayment and \$3,084 civil penalty to the Department at a rate of \$175 per month, beginning November 15, 2014. Payments ordered to continue beyond the probationary period until paid in full.

Class A Misdemeanor (Amended from Third Degree Felony) - Cheri J. Hunt

- Sentenced 10/08/14 to a term of 365 days in jail and fined \$2,500 (suspended)
- 24-month probation.
- 120 hours of community service (10 hours per month), and to provide the court proof of compliance.
- Ordered to pay full restitution of \$2,927 criminal overpayment and \$2,927 civil penalty to the Department, plus a fine of \$793.

September 2014

Class A Misdemeanor (Amended from Third Degree Felony) - Sean J. Walker

- Sentenced 09/22/14 to a term of 365 days in jail and fined \$2,500 (suspended).
- 36-month probation.
- Ordered to pay full restitution of \$4,551 criminal overpayment and \$4,551 civil penalty to the Department at a rate of \$250 per month, beginning 11/01/14. Payments ordered to continue beyond the probationary period until paid in full.

Class A Misdemeanor (Amended from Second Degree Felony) - Luis D. Velasquez

- Sentenced 09/17/14 to a term of 365 days in jail and a \$2,500 fine (suspended)
- 36-month probation.
- Ordered to pay full restitution of criminal overpayment \$6,100 and \$6,200 civil penalty to the Department at a rate of \$350 per month, beginning October 2014.

Class A Misdemeanor (Amended from Second Degree Felony) - Newell B. Cutler

- Sentenced 09/02/14 to a term of 365 days in jail (suspended). Fined \$500, payable to the Court.
- 18-month probation, including an order to avoid alcohol and controlled substances, and to complete the Thinking Errors Course within 90 days and submit written verification to the court.
- Review hearing set for 03/03/15
- Ordered to pay restitution of \$6,330 criminal overpayment. Civil penalty not ordered.

August 2014

Third Degree Felony (Amended from Second Degree Felony) - Michael D. Mecham

- Sentenced 08/07/14 to an indeterminate term not to exceed five years in the Utah State Prison and fined \$9,540. The prison term was suspended and all but \$40 of the fine was also suspended.
- Sentenced to 150 days in jail, which may be served with GPS monitoring and supervised by Adult Probation and Parole.
- 36-month probation.
- Ordered to pay full restitution of \$5,929 criminal overpayment and \$5,929 to the Department.

Class A Misdemeanor (Amended from Third Degree Felony) - Milton Benally

- Sentenced 08/07/14 to a 365-day jail term and \$2,500 fine (suspended).
- 36-month probation.
- Ordered to pay full restitution of \$4,818 criminal overpayment and \$4,818 civil penalty at the rate of \$100 per month, beginning 09/15/14. Payments are to continue past the probationary period until paid in full.
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Class A Misdemeanor (Amended from Second Degree Felony) - Destiny R. Rios

- Sentenced 08/05/14 to a jail term of 365 days and fined \$2,500 (suspended).
- 36-month probation.
- Ordered to pay full restitution of \$9,292 criminal overpayment, plus a \$9,292 civil penalty to the Department. Payments to be made at \$100 per month, beginning 09/15/14.